

The Honorable Robert H. Whaley

Steven C. Lacy  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WASHINGTON  
AT SPOKANE

JENNIFER LANE,	)	
	)	NO. CV-11-309-RHW
Plaintiff,	)	
	)	DECLARATION OF STEVEN
vs.	)	C. LACY IN SUPPORT OF
	)	PLAINTIFF'S MOTION FOR
	)	SUMMARY JUDGMENT
	)	RE: KEY EMPLOYEE DEFENSE
GRANT COUNTY, a Washington	)	
municipal corporation,	)	
	)	
Defendant.	)	
	)	

Pursuant to RCW 9A.72.085, I, Steven C. Lacy, state and declare:

1. I am the attorney of record for the plaintiff in the above-

DECLARATION OF STEVEN C. LACY  
IN SUPPORT OF PLAINTIFF'S MOTION  
FOR SUMMARY JUDGMENT  
RE: KEY EMPLOYEE DEFENSE

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**LACY KANE, P.S.**  
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1 captioned matter. This declaration is based on my personal knowledge and I am  
2 competent to testify about the matters asserted herein.  
3

4 2. Attached as Exhibit A are true and correct copies of excerpts  
5 from the Verbatim Report of Proceedings, Testimony of Jennifer Lane taken  
6 before the Honorable Lonny R. Suko, United States District Judge on July 11,  
7 2011, in the case Gutierrez v. Grant County, U.S. District Court Cause No. CV-  
8 10-00048-LRS.  
9

10 3. Attached as Exhibit B are true and correct copies of excerpts  
11 from the deposition transcript of Jennifer Lane taken on October 3, 2012.  
12

13 4. Attached as Exhibit C are true and correct copies of excerpts  
14 from the deposition transcript of Jalane Christian-Stoker taken on August 23,  
15 2012.  
16

17 5. Attached as Exhibit D are true and correct copies of excerpts  
18 from the deposition transcript of Jalane Christian-Stoker taken on March 9, 2011,  
19 from the case Gutierrez v. Grant County, U.S. District Court Cause No. CV-10-  
20 00048-LRS.  
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26 DECLARATION OF STEVEN C. LACY  
27 IN SUPPORT OF PLAINTIFF'S MOTION  
28 FOR SUMMARY JUDGMENT  
RE: KEY EMPLOYEE DEFENSE  
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1           6.     Attached as Exhibit E is a true and correct copy of Exhibit 3  
2 from the deposition transcript of Cindy C. Carter taken on August 22, 2012.  
3

4           7.     Attached as Exhibit F are true and correct copies of excerpts  
5 from the deposition transcript of Tammie Hechler taken on August 22, 2012.  
6

7           8.     Attached as Exhibit G are true and correct copies of excerpts  
8 from the deposition transcript of Carolann Swartz taken on August 23, 2012.  
9

10          9.     Attached as Exhibit H are true and correct copies of excerpts  
11 from the deposition transcript of Richard B. Stevens taken on August 22, 2012.  
12

13          10.    Attached as Exhibit I is a true and correct copy of a letter dated  
14 July 9, 2009 Tammie L. Hechler to Jennifer Lane re: FMLA Non-  
15 Reinstatement/Position Opening obtained by the plaintiff in course of discovery.  
16

17          11.    Attached as Exhibit J is a true and correct copy of Position  
18 Opening which was an attachment to a letter dated July 9, 2009 Tammie L.  
19 Hechler to Jennifer Lane re: FMLA Non-Reinstatement/Position Opening obtained  
20 by the plaintiff in course of discovery.  
21

22          12.    Attached as Exhibit K is a true and correct copy of a letter  
23 dated September 1, 2009 Tammie L. Hechler to Jennifer Lane re: Separation  
24  
25

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1 Date/Position Opening obtained by the plaintiff in course of discovery.  
2  
3

4 I hereby declare under penalty of perjury, pursuant to the laws of the  
5 State of Washington, that the foregoing declaration is true and accurate in all  
6 respects.  
7

8 DATED this 24<sup>th</sup> day of October, 2012.  
9  
10

11 /s Steven C. Lacy  
12 STEVEN C. LACY, WSBA # 10814  
13 Attorney for Plaintiff  
14 Lacy Kane, P.S.  
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CERTIFICATE OF SERVICE

I hereby certify that on October 24<sup>th</sup>, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

JERRY J. MOBERG  
PATRICK R. MOBERG  
Attorneys for Defendant  
451 Diamond Drive  
Ephrata, WA 98823

LACY KANE, P.S.

BY s/ Steven C. Lacy  
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